

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, May 16, 2011

Those Present: Mr. James E. McClellan, Chairman
Mr. Robert C. Snyder, Board Member
Mr. Charles R. Cline, Board Member
Mr. Richard McCain, Assistant County Attorney
Mrs. Ashley Sklarew, Administrative Specialist IV
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:00 am by Chairman McClellan.

1. **Multiple Citations** - Mr. McCain, Attorney stated that Ms. Vahle pointed out that multiple citations within a two year period require a mandatory suspension.
2. Decision Required: Violation Hearing

RE: Linda Bentz, Anna Holsinger
& Patricia Klipp
for the use of ADH, Inc.
t/a East Street Liberty
1301 N. East Street
Frederick, Maryland 21701
Class A, Off Sale, Beer & Light Wine
License Number 11AW 1026 SU
FCLB Case Number: 4799

The Board held a violation hearing on a charge that on August 19, 2010, either directly or through an employee of the licensee allegedly sold alcoholic beverages to a minor, Alexandria Marrow. For a second charge that on December 29, 2010, either directly or through an employee of the licensee allegedly sold alcoholic beverages to a minor, Brittany Mason. Mr. McCain swore in the licensees and potential witnesses. (See attached Sign In Sheet). Mr. Holsinger pled guilty to the charge and stated his employees did sell to minors.

MOTION ONE: Mr. Snyder made a motion for a fine of \$500 for the first offense and a fine of \$750 for the second offense and a 30 day suspension of the license. The first 10 days will take effect immediately and the remaining 20 days will take effect if the violation occurs again within the year.

SECOND: Mr. Cline seconded the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

3. Decision Required: Violation Hearing

RE: Harpreet Gulati
for the use of Manny Mart,
LLC
t/a Manny Mart
119 S. Market Street
Frederick, Maryland 21701
Class A, Off Sale, Beer Only
License Number 11A 3104 SU
FCLB Case Number: 4812

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee of the licensee allegedly sold alcoholic beverages to a minor, Brittany Mason. For a second charge that on February 24, 2011 either directly or through an employee of the licensee allegedly sold alcoholic beverages to a minor, Madeline Stress. Mr. McCain swore in the licensees and potential witnesses. (See attached Sign In Sheet). Mr. Gulati pled guilty to the charge. Also he has scheduled all his employees for TAM training and has purchased a calculator that will help employees determine the age.

MOTION ONE: Mr. Cline made a motion for a fine of \$500 for the first offense and a fine of \$750 for the second offense and a 30 day suspension of the license. The first 10 days will take effect immediately and the remaining 20 days will take

effect if the violation occurs again within the year.

SECOND: Mr. Snyder seconded the motion.

VOTE: Mr. Cline – Aye
Mr. Snyder – Aye
Mr. McClellan – Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

4. Decision Required: Violation Hearing

RE: Elspeth Berluti for the use of
Market On Market, LLC
t/a Market on Market
109 N. Market Street
Frederick, Maryland 21701
Class A, Off Sale, Beer & Light Wine
License Number 11AW 2786 SUWT
FCLB Case Number: 4813

The Board held a violation hearing on a charge that on December 29, 2010 either directly or through an employee of the licensee allegedly sold alcoholic beverages to a minor, Kyle Carter. Mr. McCain swore in the licensees and potential witnesses. (See attached Sign In Sheet). Ms. Berluti pled guilty.

MOTION ONE: Mr. Snyder made a motion for a fine of \$500 and to suspend \$300 and make it a \$200 fine.

SECOND: Mr. Cline seconded the motion.

VOTE: Mr. Snyder – Aye
Mr. McClellan – Aye
Mr. Cline – Nay

The vote was unanimous. **Aye – 2 Nay – 1**
(Motion Passed)

ADJOURN

The meeting was adjourned at 9:04 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees